

**BEFORE THE PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA
COLUMBIA, SOUTH CAROLINA**

CM #18-13

April 19, 2018

2:00 ~ 2:12 P.M.

COMMISSION MEMBERS PRESENT: Swain E. WHITFIELD, *Chairman*; Comer H. ‘Randy’ RANDALL, *Vice Chairman*; and COMMISSIONERS John E. ‘Butch’ HOWARD, Elliott F. ELAM, Jr., Robert T. ‘Bob’ BOCKMAN, and G. O’Neal HAMILTON

COMMISSION MEMBERS ABSENT: Commissioner Elizabeth B. ‘Lib’ FLEMING

ADVISOR TO COMMISSION: Joseph Melchers, Esq.
GENERAL COUNSEL

PRESENTING AGENDA: James Spearman, Ph.D.
EXECUTIVE ASSISTANT TO COMMISSIONERS

STAFF PRESENT: Jocelyn G. Boyd, Chief Clerk/Administrator; F. David Butler, Esq., Senior Counsel; B. Randall Dong, Esq., Josh Minges, Esq., and David W. Stark, III, Esq., Legal Advisory Staff; Thomas Ellison, Douglas K. Pratt, William O. Richardson, and John Powers, Technical Advisory Staff; Janice Schmieding and Patricia Stephens, Clerk’s Staff; and Jo Elizabeth M. Wheat, CVR-CM/M-GNSC, Court Reporter.

**TRANSCRIPT / MINUTES
OF
COMMISSION BUSINESS MEETING**

PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

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In accordance with S.C. Code § 30-4-80(E), the Public Service Commission hereby certifies that it has notified all persons, organizations, local news media, and all other news media requesting notification of the time, date, place, and agenda of this public meeting, by posting a copy of the Notice in its principal office, by e-mailing such Notice to all who request same, and by posting the Notice on the Commission's official Internet website.

P R O C E E D I N G S

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2 **CHAIRMAN WHITFIELD:** Please be seated. I'm
3 going to call this Commission Meeting to order and
4 ask that we pause for a moment of silent
5 meditation.

6 [Brief pause]

7 Amen.

8 Dr. Spearman.

9 **DR. SPEARMAN:** Mr. Chairman and Commissioners,
10 our first order of business would be to set the
11 next Commission Meeting. If we stay on our regular
12 schedule, it will be at 2 o'clock in the afternoon
13 on Wednesday, April 25th.

14 **CHAIRMAN WHITFIELD:** April 25th sounds good,
15 Dr. Spearman.

16 **DR. SPEARMAN:** Mr. Chairman and Commissioners,
17 on the Utility Agenda, Item 1, Docket No. 2018-59-
18 E, is a Joint Petition of Aiken Electric
19 Cooperative, Tri-County Electric Cooperative, and
20 South Carolina Electric & Gas for reassignment of
21 territory and approval of an agreement to limit
22 corridor rights.

23 **COMMISSIONER ELAM:** Mr. Chairman?

24 **CHAIRMAN WHITFIELD:** Commissioner Elam.

25 **COMMISSIONER ELAM:** Mr. Chairman, pursuant to
26 Commission Statute 58-27-610(1) and 58-27-620(8),
27 the Joint Petition requests: (1) the reassignment
28 of territories between SCE&G, Aiken Electric, and
29 Tri-County in Calhoun County, Lexington County, and
30 Richland County; and (2) the limitation of corridor
31 rights in those cases.

32 The parties assert that the Joint Petition

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resulted from good faith negotiations, the desire to avoid wasteful duplication of electric distribution lines, and safe operation of those systems. In addition, the parties state that they have given careful consideration to system economy, service reliability, good utility practice, efficiency, and safety.

ORS does not object to granting the requests, but, if approved, it recommends that the utilities file amended territorial assignment maps to reflect the requested modifications.

I move we grant the request for reassignment of territories and the limitation of corridor rights in those areas, and instruct the company to file amended territorial assignment maps to reflect the requested modifications.

So moved.

CHAIRMAN WHITFIELD: Thank you, Commissioner Elam.

Commissioners, you've heard Commissioner Elam's motion. Is there any discussion?

[No response]

If not, all those in favor of Commissioner Elam's motion, please, say "aye"?

COMMISSIONERS: Aye.

CHAIRMAN WHITFIELD: Any opposed?

[No response]

Motion carries.

Dr. Spearman.

DR. SPEARMAN: Item 2, Docket No. 2018-111-E, South Carolina Electric & Gas is seeking approval to sell property in excess of \$1 million.

1 Basically, they would be selling material that was
2 intended to be used at Units 2 and 3 to Southern
3 Nuclear for use at the Vogtle units.

4 **COMMISSIONER BOCKMAN:** Mr. Chairman?

5 **CHAIRMAN WHITFIELD:** Commissioner Bockman.

6 **COMMISSIONER BOCKMAN:** I have a motion that
7 I'd like to make in connection with this Item, if I
8 might.

9 Mr. Chairman, I would move that we grant the
10 company's request for the following reasons:

11 Pursuant to Commission Statute 58-27-1300,
12 SCE&G seeks to transfer utility property to
13 Southern Nuclear Operating Company, acting both for
14 itself and as agent for Georgia Power Company,
15 which in turn is acting for itself and as agent for
16 various other owners of the Vogtle Project.

17 SCE&G's request proposes to sell equipment and
18 materials previously designated for use at the V.C.
19 Summer Site to the Vogtle Project owners for use at
20 the nuclear plants that are in the process of being
21 constructed in Georgia.

22 Conditioned on Commission approval, SCE&G,
23 Santee Cooper, and Southern Nuclear Operating
24 Company entered into a Purchase Agreement on March
25 26, 2018, for the sale identified in Schedule 1.01
26 of the Agreement, to sell the equipment and
27 materials to the Vogtle owners for \$1,857,510. The
28 purchase price is approximately 90 percent of the
29 original total cost paid for the purchased assets.

30 SCE&G states that proceeds from the sale will
31 be applied against the unrecovered costs of the
32 abandoned nuclear units in South Carolina.

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We have received a letter of no-opposition from the Office of Regulatory Staff.

Based on my review of the proposed transaction and for the reasons I have just detailed, I move that we grant the company's request for approval of the transfer, and I so move, Mr. Chairman.

CHAIRMAN WHITFIELD: Thank you, Commissioner Bockman.

Commissioners, you've heard Commissioner Bockman's motion. Are there any questions?

[No response]

Commissioner Bockman, I would note you pointed out we did receive a letter of no-opposition from the Office of Regulatory Staff, and they have stated that.

COMMISSIONER BOCKMAN: That's correct, Mr. Chairman.

CHAIRMAN WHITFIELD: Thank you. Any other questions for Commissioner Bockman?

[No response]

Well, if not, all those in favor, please, say "aye."

COMMISSIONERS: Aye.

CHAIRMAN WHITFIELD: Any opposed?

[No response]

Motion carries.

DR. SPEARMAN: Item 3, Docket No. 2017-370-E, this is the Joint Application for the merger of SCANA and Dominion, and the abandonment of Units 2 and 3. We have a Petition to Intervene on behalf of the Attorney General.

COMMISSIONER HAMILTON: Mr. Chairman.

1 **CHAIRMAN WHITFIELD:** Commissioner Hamilton.

2 **COMMISSIONER HAMILTON:** I would move that we
3 grant the Petition to Intervene on behalf of the
4 State of South Carolina ex rel. Alan Wilson,
5 Attorney General. So moved, Mr. Chairman.

6 **CHAIRMAN WHITFIELD:** Thank you, Commissioner
7 Hamilton.

8 Commissioners, you've heard Commissioner
9 Hamilton's motion. Is there any discussion?

10 [No response]

11 If not, all those in favor of Commissioner
12 Hamilton's motion, please, say "aye."

13 **COMMISSIONERS:** Aye.

14 **CHAIRMAN WHITFIELD:** Any opposed?

15 [No response]

16 Motion carries.

17 **DR. SPEARMAN:** Item 4, Docket No. 2017-370-E
18 again, we have a Petition to Intervene on behalf of
19 the Solar Business Alliance.

20 **VICE CHAIRMAN RANDALL:** Mr. Chairman.

21 **CHAIRMAN WHITFIELD:** Commissioner Randall.

22 **VICE CHAIRMAN RANDALL:** Mr. Chairman, I move
23 we grant the Petition to Intervene filed on behalf
24 of Solar Business Alliance, Incorporated, in Docket
25 2017-370-E. So moved.

26 **CHAIRMAN WHITFIELD:** Thank you, Commissioner
27 Randall.

28 You've heard Commissioner Randall's motion.
29 Is there any discussion?

30 [No response]

31 If not, all those in favor of Commissioner
32 Randall's motion, please, say "aye"?

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COMMISSIONERS: Aye.

CHAIRMAN WHITFIELD: Any opposed?

[No response]

Motion carries.

Dr. Spearman.

DR. SPEARMAN: Item 5, Docket No. 2017-167-G, SCE&G is seeking approval of Amendment One to a gas agreement.

COMMISSIONER HOWARD: Mr. Chairman.

CHAIRMAN WHITFIELD: Commissioner Howard.

COMMISSIONER HOWARD: In Docket No. 2017-167-G, I move we approve the Amendment One to the Agreement for Transportation Service with Firm Gas Standby. So moved, Mr. Chairman.

CHAIRMAN WHITFIELD: Thank you, Commissioner Howard.

You've heard Commissioner Howard's motion. Is there any discussion or any question of Commissioner Howard?

[No response]

If not, all those in favor, please, say "aye"?

COMMISSIONERS: Aye.

CHAIRMAN WHITFIELD: Any opposed?

[No response]

Motion carries.

Dr. Spearman.

DR. SPEARMAN: Mr. Chairman and Commissioners, that completes the Utility Agenda.

On the Transportation Agenda, Items 1 through 7 are Applications for Class C or Class E Certificates. We can take them separately or as a group.

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COMMISSIONER HAMILTON: Mr. Chairman.

CHAIRMAN WHITFIELD: Commissioner Hamilton.

COMMISSIONER HAMILTON: I would move we approve the Applications in Items 1 through 7 for Class C transportation licenses. So moved, sir.

CHAIRMAN WHITFIELD: Thank you.

You've heard Commissioner Hamilton's motion in Items 1 through 7. Are there any questions?

DR. SPEARMAN: Mr. Chair, I'll call your attention to the fact that Item 7 is a Class E (Household Goods) Certificate. Items 1 through 6 are Class C.

CHAIRMAN WHITFIELD: C. Okay.

Will you amend that, Commissioner Hamilton?

COMMISSIONER HAMILTON: I thank Dr. Spearman for the correction.

CHAIRMAN WHITFIELD: Yes, sir. With Dr. Spearman's correction in Item 7 being Class E, all those in favor of Commissioner Hamilton's motion, please, say "aye."

COMMISSIONERS: Aye.

CHAIRMAN WHITFIELD: Any opposed?

[No response]

Motion carries.

DR. SPEARMAN: Item 8, Docket No. 2017-376-T, Heavenly Transportation requests an extension of time.

VICE CHAIRMAN RANDALL: Mr. Chairman.

CHAIRMAN WHITFIELD: Commissioner Randall.

VICE CHAIRMAN RANDALL: Mr. Chairman, I move that we grant the request of Heavenly Transportation, LLC, for an extension of time until

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June 4, 2018, to comply with Commission Rules and Regulations. So moved, Mr. Chairman.

CHAIRMAN WHITFIELD: Thank you, Commissioner Randall.

You've heard Commissioner Randall's motion. Are there any questions or is there any discussion?

[No response]

If not, all those in favor, please, say "aye"?

COMMISSIONERS: Aye.

CHAIRMAN WHITFIELD: Any opposed?

[No response]

Motion carries.

DR. SPEARMAN: Item 9, Docket No. 2018-56-T, The Wave Xpress is requesting rescission of Commission Order.

COMMISSIONER ELAM: Mr. Chairman?

CHAIRMAN WHITFIELD: Commissioner Elam.

COMMISSIONER ELAM: Mr. Chairman, I move we grant the request of The Wave Xpress, LLC, for rescission of Commission Order No. 2018-111, which authorized the company to provide charter bus service. So move.

CHAIRMAN WHITFIELD: Thank you, Commissioner Elam.

You've heard Commissioner Elam's motion. Is there any discussion?

[No response]

If not, all those in favor, please, say "aye"?

COMMISSIONERS: Aye.

CHAIRMAN WHITFIELD: Any opposed?

[No response]

Motion carries.

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DR. SPEARMAN: Item 10, Docket No. 2016-402-T, A Kiawah-Seabrook Transportation, LLC, requests to cancel Certificate.

COMMISSIONER HOWARD: Mr. Chairman.

CHAIRMAN WHITFIELD: Commissioner Howard.

COMMISSIONER HOWARD: In Docket No. 2016-402-T, I move we grant the request of A Kiawah-Seabrook Transportation, LLC, d/b/a Coastal Connection, to cancel their Class C (Charter) Certificate, and that's No. 9215. So moved, Mr. Chairman.

CHAIRMAN WHITFIELD: Thank you, Commissioner Howard.

You've heard Commissioner Howard's motion. Is there any discussion?

[No response]

Hearing none, all those in favor, please, say "aye"?

COMMISSIONERS: Aye.

CHAIRMAN WHITFIELD: Any opposed?

[No response]

Motion carries.

DR. SPEARMAN: Mr. Chairman and Commissioners, this completes the business agenda for today. We do have a continuation of the hearing, following this meeting.

CHAIRMAN WHITFIELD: Yes, sir, Dr. Spearman.

With that, the meeting is adjourned, and we will resume our other case in about 10 minutes. Meeting adjourned.

[WHEREUPON, at 2:12 p.m., the proceedings in the above-entitled matter were adjourned.]

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Date: 5/9/18

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